

# HOUSE BILL No. 1937

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 9-19-19.

**Synopsis:** Installation of treated windows in motor vehicles. Provides that a person may not cover or tint a motor vehicle window in a manner that makes operation of the vehicle a violation of Indiana law. Provides an exception when the covering or tinting is done for medical purposes.

**Effective:** July 1, 1999.

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**Smith V**

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January 26, 1999, read first time and referred to Committee on Roads and Transportation.

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Introduced

First Regular Session 111th General Assembly (1999)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1998 General Assembly.

## HOUSE BILL No. 1937

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. IC 9-19-19-4 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 4. (a) This section does  
3 not apply to a manufacturer's tinting or glazing of motor vehicle  
4 windows or windshields that is otherwise in compliance with or  
5 permitted by FMVSS205 as promulgated in 49 CFR 571.205. Proof  
6 from the manufacturer, supplier, or installer that the tinting or glazing  
7 is in compliance with or permitted by FMVSS205 must be carried in  
8 the vehicle.  
9 (b) This section does not apply to the driver of a vehicle:  
10 (1) that is owned by an individual required for medical reasons to  
11 be shielded from the direct rays of the sun; or  
12 (2) in which an individual required for medical reasons to be  
13 shielded from the direct rays of the sun is a habitual passenger.  
14 The medical reasons must be attested to by a physician licensed to  
15 practice in Indiana, and the physician's certification of that condition  
16 must be carried in the vehicle. The physician's certificate must be  
17 renewed annually.

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(c) A person may not drive a motor vehicle that has a:

- (1) windshield;
- (2) side wing;
- (3) side window that is part of a front door; or
- (4) rear back window;

that is covered by or treated with sunscreening material ~~or is tinted to the extent or manufactured in a way that the occupants of the vehicle cannot be easily identified or recognized through that window from outside the vehicle.~~ However, it is a defense if ~~the so that when the~~ sunscreening material is applied to those windows ~~has a~~ **there is a** total solar reflectance of visible light of ~~not~~ more than twenty-five percent (25%) as measured on the nonfilm side and light transmittance of ~~at least less than~~ thirty percent (30%) in the visible light range.

**(d) A person may not drive a motor vehicle that has a:**

- (1) windshield;**
- (2) side wing;**
- (3) side window that is part of a front door; or**
- (4) rear back window;**

**that is tinted to a further extent than that certified by the manufacturer, supplier, or installer to be in compliance with or permitted by FMVSS205 as promulgated in 49 CFR 571.205 under subsection (a).**

**(e) A person may not tint or otherwise cover or treat with sunscreening the parts of a vehicle described in subsections (c) and (d) so that operation of the vehicle after the tinting or sunscreening is performed is a violation of subsections (c) or (d). However, it is not a violation of this chapter if this work is performed for a person who submits a physician's statement as defined in subsection (b) to the person who is to perform the work.**

SECTION 2. IC 9-19-19-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 7. (a) This section does not apply to a person who owns or operates a vehicle or combination of vehicles that:

- (1) contains parts and accessories; and
- (2) is equipped;

as required under regulations of the United States Department of Transportation.

**(b) Except as provided in section 8 of this chapter, a person who violates this chapter commits a Class C infraction.**

SECTION 3. IC 9-19-19-8 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 1999]: **Sec. 8. A person who violates section 4(e) of this chapter**



1        **commits a Class B infraction.**

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